(a) in sub-section (2),—

(i) after clause (*e*), the following clause shall be inserted namely :—

"(*ee*) specifying the foreign country for the purposes of the Explanation to sub-section (1) of section 5; ",

(ii) in clause (f), for the words "issue or renewal of a passport" the words, brackets, figures and letter "issue or renewal of a passport for visiting a forein country referred to in sub-section (1A) of section 5" shall be substituted;

(b) in sub-section (3), for the words "in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following", the words "in two or more successive sessions and if, before the expiry of the session immediatly following the session or the successive sessions aforesaid" shall be substituted.

7. **Transitional provision** .—Where any application for the issue or renewal of a passport is made to the passport authority on or after the date of introduction of the Passports (Amendment) Bill, 1978 in Parliament but before the date on which the Bill as passed by the Houses of Parliament receives the assent of the President, the applicant shall be required as from the commencement of this Act to pay in respect of such application the difference between the fee payable under section 5 of the principal Act, as amended by this Act and the amount already paid by him towards fee under the said section as it stood immediately before such an endmont.

S. HARIHARA IYER,
Secry. to the Government of India

Notification No. LAW 57 LCA 78.
Bangalore, dated 5th October 1978.

Ordered that the Tobacco Board (Amendment) Act, 1978 (No. 36 of 1978) published in Part II, Section 1 of the *Gazette of India* Extraordinary dated 30th August 1978 be republished in the *Karnataka Gazette* for general information.

By Order and in the name of the Governor of Karnataka,

A. NEELAKANTARYA,
Under Secretary to Government,
Depat. of Law and Parly. Affairs.

Assented to on 30th August 1978 Act No. 36 of 1978.

THE TOBACCO BOARD (AMENDMENT) ACT, 1978

An

Act

to amend the Tobacco Board Act, 1975

Be it enacted by Parliament in the Twenty-ninth Year of the Republic of India as follows :—

1 **Short Title** :—This Act may be called the Tobacco Board (Amendment) Act, 1978.

2. **Amendment of section 4** ;—In section 4 of the Tobacco Board Act, 1975 (4 of 1975), (hereinafter referred to as the principal Act),

(a) for sub section (3), the following sub-section shall be substituted, namely :—

"(3) The head office of the Board shall be at Guntur in the State of Andhra Pradesh and the Board may, with the previous approval of the Central Government, establish offices or agencies at other places in or outside India".

(b) in sub-section (4),—

(A) in clause (c),—

(i) for the word "seven", the word "eight" shall be substituted ;

(ii) in sub-clause (vi), the word "and" occurring at the end shall be omitted ;

(iii) after sub-clause (vi), the following sub-clause shall be inserted, namely :—

"(via) the Government of Gujarat ; and" ;

(B) in clause (d), for the words "other than the States of Andhra Pradesh and Karnataka", the words "other than the States of Andhra Pradesh, Gujarat and Karnataka" shall be substituted.

2. **Amendment of the section 8** :—In section 8 of the principal Act, in sub-section (2), after clause (c), the following clause shall be inserted, namely :—

"(cc) establishment by the Board of auction platforms, with the previous approval of the Central Government, for the sale of virginia tobacco by registered growers or curers, and functioning of the Board as an auctioneer at auction platforms established by or registered with it subject to such conditions as may be specified by the Central Government".

4 **Amendment of section 13** :—In section 13 of the principal Act, the words "or established by the Board under this Act" shall be inserted at the end.

5 **Insertion of new section 14A** :—After section 14 the principal Act, the following section shall be inserted namely :—

"**14A Power to levy fees** :-(1) Where virginia tobacco is sold at any auction platform established by the Board under this Act, it shall be competent for the Board or for any officer of the Board authorised by it in this behalf to levy fees, for the services rendered by the Board in relation to such sale, at such rate not exceeding two per cent of the value of such tobacco as the Central Government may from time to time, by notification in the Official Gazette, specify.

(2) The fees levied under sub-section (1) shall be collected by the Board or such officer, equally from the seller of the virginia tobacco and the purchaser of such tobacco, in such manner as may be prescribed."

6 **Amendment of section 32** :—In section 32 of the principal Act, in sub-section (2), after clause (h), the following clause shall be inserted, namely :—

"(hh) the manner of collection of fees under sub-section (2) of section 14A".

7 **Amendment of Act 26 of 1975** :—In the Tobacco Cess Act, 1975—(a) in section 2, in sub-section (1),—

(i) clauses (a) and (b) shall be re-lettered as clauses (b) and (c) respectively and before clause (b) as so re-lettered, the following clause shall be inserted, namely:—

'(a) "auction platform" means an auction platform registered with the Board in accordance with the rules made under the Tobacco Board Act, 1975 (4 of 1975) or established by the Board under that Act;';

(ii) clause (c) shall be omitted;

(b) in section 3, for the words "a registered auction platform" wherever they occur, the words "an auction platfrom" shall be substituted.

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